



House of Representatives

File No. 548

General Assembly

February Session, 2002

(Reprint of File No. 12)

Substitute House Bill No. 5079
As Amended by House
Amendment Schedule "A"

Approved by the Legislative Commissioner
April 19, 2002

AN ACT CONCERNING LOCALLY-GROWN FARM PRODUCTS.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 22-38 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective July 1, 2002*):

3 Only farm products grown and eggs produced in Connecticut or
4 within a ten-mile radius of where they are sold shall be advertised or
5 sold in Connecticut as "Native", "Native-Grown", ["Connecticut-
6 Grown"] "Local", "Locally-Grown" or under terms of similar import.
7 Any person, firm, partnership or corporation advertising farm
8 products as "Native", "Native-Grown", [or "Connecticut-Grown"]
9 "Local" or "Locally-Grown" shall be required to furnish proof that such
10 products were grown or produced [in] within the specified region
11 Connecticut if requested to do so by the Commissioner of Agriculture.
12 Any person who violates any provision of this section shall be fined
13 not more than twenty-five dollars for each violation.

This act shall take effect as follows:

Section 1	July 1, 2002
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The following fiscal impact statement and bill analysis are prepared for the benefit of members of the General Assembly, solely for the purpose of information, summarization, and explanation, and do not represent the intent of the General Assembly or either House thereof for any purpose:

OFA Fiscal Note

State Impact: None

Municipal Impact: None

Explanation

The legislation will not increase the workload of the Department of Agriculture, nor is an increase in revenue anticipated from the \$25 maximum fine. No fines have historically been collected due to violations of Sec. 22-38 of the CGS.

House "A" is technical and does not change the impact of the bill.

OLR Amended Bill Analysis

sHB 5079 (as amended by House "A")*

AN ACT CONCERNING LOCALLY-GROWN FARM PRODUCTS**SUMMARY:**

This bill explicitly bars farm products or eggs from being sold or advertised as "local" and "locally grown" unless they were grown or produced in Connecticut or within a 10-mile radius of where they are sold. Under current law, use of "native," "native-grown," "Connecticut Grown," and other similar terms is already subject to this restriction. The bill eliminates the "Connecticut Grown" designation.

Under the bill, if the agriculture commissioner asks, any person or business that uses "local" or "locally grown" in advertising or selling must prove that they grew or produced their products in Connecticut or within the specified 10-mile region from where they are sold. Violators are subject to a fine of not more than \$25.

*House Amendment "A" adds the 10-mile radius provision and eliminates the specific term "Connecticut Grown" from the restriction. (But the amendment inadvertently retains the word "Connecticut" in another line.)

EFFECTIVE DATE: July 1, 2002

COMMITTEE ACTION

Environment Committee

Joint Favorable Substitute

Yea 27 Nay 0